

REMARKS

By this amendment, claims 1-6, 8, 10-13 and 15-20 have been amended. Support for the amendments to claims 1, 15 and 18 can be found in the specification at least on page 6, lines 30-31; page 7, lines 22-27; page 10, lines 28-33; page 11, lines 1-6; page 17, lines 6-18; and FIGs. 1 and 6-8. Claims 1-20 remain in the application. This application has been carefully considered in connection with the Examiner's Action. Reconsideration, and allowance of the application, as amended, is requested.

Objection to the Claims

The claims stand objected to because brackets “[]” were used therein. Applicant notes the objection to the claims and has amended the same, as presented herein, to substitute parenthesis in place of the brackets. Withdrawal of the objection is requested.

Double Patenting Provisional Rejection

Claims 1-20 stand provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-20 of copending Application No. 10/584,007. This provisional rejection is now believed overcome for at least the following reason. Submitted concurrently herewith is a timely filed terminal disclaimer in compliance with 37 CFR 1.321(c). Withdrawal of the rejection is respectfully requested.

Rejection under 35 U.S.C. §102

Claims 1-7, 13-16 and 18-19 were rejected under 35 U.S.C. §102(b) as being anticipated by Takeuchi (JP06076958A; hereafter “**Takeuchi**”). With respect to claim 1, Applicant respectfully traverses this rejection for at least the following reasons.

The PTO provides in MPEP § 2131 that
"[t]o anticipate a claim, the reference must teach every element of the claim...."

Therefore, with respect to claim 1, to sustain this rejection the **Takeuchi** reference must contain all of the above claimed elements of the respective claims. However, as is now presented herein, and contrary to the examiner's position that all elements are disclosed in the **Takeuchi** reference, the latter reference does not disclose "*transforming said color information to an unrendered color space (XYZ) via matrix transformations; and ... transforming said color information from said unrendered color space to a second rendered color space (R'G'B') via matrix multiplication so as to allow driving said ambient light source to provide emulative ambient lighting drawn from said video content*" as is claimed in claim 1. Therefore, the rejection is not supported by the **Takeuchi** reference and should be withdrawn.

Accordingly, claim 1 is allowable and an early formal notice thereof is requested. Claims 2-7 and 13-14 depend from and further limit allowable independent claim 1 and therefore are allowable as well. The 35 U.S.C. §102(b) rejection thereof has now been overcome. Withdrawal of the rejection is respectfully requested.

Claim 15 has been amended in a manner similar to the amendments to claim 1. Accordingly, for similar reasons as stated with respect to overcoming the rejection of claim 1, claim 15 is believed allowable and an early formal notice thereof is requested. Claim 16 depends from and further limits independent claim 15 and therefore is allowable as well. The 35 U.S.C. §102(a) rejection thereof has now been overcome. Withdrawal of the rejection is respectfully requested.

Claim 18 has been amended in a manner similar to the amendments to claim 1. Accordingly, for similar reasons as stated with respect to overcoming the rejection of claim 1, claim 18 is believed allowable and an early formal notice thereof is requested. Claim 19 depends from and further limits independent claim 19 and therefore is allowable as well. The 35 U.S.C. §102(a) rejection thereof has now been overcome. Withdrawal of the rejection is respectfully requested.

Allowable Subject Matter

Claims 8-12, 17 and 20 were objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Allowability of claims 8-12, 17 and 20 is noted with appreciation. As presented herein, claim 8 has been rewritten in independent form including all of the limitations of original claim 1, further including clarification with respect to the reference image. Accordingly, claim 8 is now in prima facie condition for allowance. Claims 9-12 depend from and further limit independent claim 8 and therefore are allowable as well. Claim 17 depends from and further limits allowable independent claim 15 and therefore is allowable as well. Claim 20 depends from and further limits allowable independent claim 18 and therefore is allowable as well. Withdrawal of the objection is requested.

Conclusion

Except as indicated herein, the claims were not amended in order to address issues of patentability and Applicants respectfully reserve all rights they may have under the Doctrine of Equivalents. Applicants furthermore reserve their right to reintroduce subject matter deleted herein at a later time during the prosecution of this application or a continuation application. In addition, the Office Action contains a number of statements characterizing the claims, the specification, and the prior art. Regardless of whether such statements are addressed by Applicant, Applicant refuses to subscribe to any of these statements, unless expressly indicated by Applicant.

It is clear from all of the foregoing that independent claims 1, 8, 15 and 18 are in condition for allowance. Claims 2-7 and 13-14 depend from and further limit claim 1 and therefore are allowable as well. Claims 9-12 depend from and further limit claim 8 and therefore are allowable as well. Claims 16-17 depend from and further limit claim 15 and

therefore are allowable as well. Claims 19-20 depend from and further limit claim 18 and therefore are allowable as well.

The matters identified in the Office Action of March 29, 2010 are now believed resolved. Accordingly, the application is believed to be in proper condition for allowance. The amendments herein are fully supported by the original specification and drawings; therefore, no new matter is introduced. An early formal notice of allowance of claims 1-20 is requested.

Respectfully submitted,

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